Rules of Business

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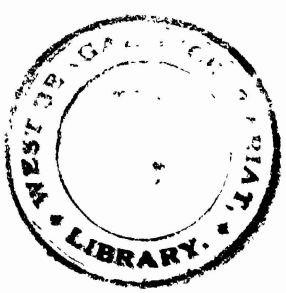

Government of West Bengal

Rules of Business

Under Article 166(3) of the Constitution of India

(Corrected up to the 3rd August, 1961.)

In exercise of the power conferred by clause (3) of Article 166 of the Constitution of India, and in supersession of all previous rules made in this behalf, the Governor of West Bengal is pleased to make the following rules, namely:—

1. These rules may be called the West Bengal Rules of Business.

2. In these rules, unless the context otherwise requires—

(*a*) "Article" means an article of the Constitution of India;

(*b*) "Council" means the Council of Ministers constituted under Article 163; and "Cabinet" means the Committee of the Council referred to in rule 11;

(*c*) "Secretary" means a Secretary to the Government of the State; and includes an Additional Secretary, a Joint Secretary, a Deputy Secretary, an Under Secretary and an Assistant Secretary;

(*d*) "Schedule" means the Schedule appended to these rules.

3. The General Clauses Act, 1897, applies for the interpretation of these rules as it applies for the interpretation of a Central Act.

Part I.—Allocation and disposal of business

4. The business of the Government shall be transacted in the departments specified in the First Schedule and shall be classified and distributed between those departments as laid down therein.

5. The Governor shall, on the advice of the Chief Minister, allot among the Ministers the business of the Government by assigning one or more departments to the charge of a Minister:

Provided that nothing in this rule shall prevent the assigning of one department to the charge of more than one Minister:

Provided also that a Minister of State may be in charge of a department or of specified branches thereof, or in subordinate charge of a department or of specified branches thereof under the Minister-in-charge of that department:

Provided further that a Deputy Minister may be in subordinate charge of a department or of specified branches of a department under the Minister-in-charge of that department.

6. A department shall, ordinarily, consist of a Secretary to the Government who shall be the official head of the department, and such other officials and servants subordinate to him as the State Government may determine, but the State Government may, if it so thinks fit, in any case, place a department in charge of a Joint Secretary to the Government instead of a Secretary to the Government and, in such a case, the Joint Secretary shall be the official head of the department and any reference to these rules to the Secretary shall be construed, unless there is anything repugnant in the subject or context. as a reference to the Joint Secretary:

Provided (1) that the work of a department may be divided between two or more Secretaries, (2) that the same individual may be Secretary of more than one department, and (3) that an Additional Secretary or a Joint Secretary shall discharge with respect to the matters committed to his charge the functions of a Secretary.

7. The Council of Ministers shall be collectively responsible for all advice tendered to the Governor and all orders issued in the name of the Governor, whether such advice is tendered or such orders are authorised by an individual Minister on a matter appertaining to his department or as the result of discussion at a meeting of the Council or the Cabinet or howsoever otherwise.

8. Subject to the orders of the Chief Minister under rule 12, all cases referred to in the Second Schedule to these rules shall be brought before the Cabinet in accordance with the provisions of the rules contained in Part II:

Provided that no case in regard to which the Finance Department is required to be consulted under rule 10 shall, save in exceptional circumstances under the directions of the Chief Minister, be discussed by the Cabinet unless the Finance Minister has had opportunity for its consideration.

9. Without prejudice to the provisions of rule 7, the Minister-in-charge of a department shall be primarily responsible for the disposal of the business appertaining to that department.

10. (1) No department shall, without previous consultation with the Finance Department, authorise any orders (other than orders pursuant to any general delegation made by the Finance Department) which—

(*a*) either immediately or by their repercussion, will affect the finances of the State, or which, in particular—

(*i*) involve any grant of land or assignment of revenue or concession, grant, lease or licence of mineral or forest rights or a right to water power or any easement or privilege in respect of such concession; or

(*ii*) in any way involve any relinquishment of revenue; or

(*b*) relate to the number of grading or cadre of posts or the emoluments or other conditions of service or posts.

(2) No proposal, which requires the previous consultation of the Finance Department under this rule, but in which the Finance Department has not concurred, may be proceeded with unless a decision to that effect has been taken by the Cabinet.

(3) No reappropriation shall be made by any department other than the Finance Department, except in accordance with such general delegation as the Finance Department may have made.

(4) Except to the extent that power may have been delegated to the departments under rules approved by the Finance Department, every order of an administrative department conveying a sanction to be enforced in audit shall be communicated to the audit authorities by the Finance Department.

(5) Nothing in this rule shall be construed as authorising any department, including the Finance Department, to make reappropriations from one grant specified in the Appropriation Act to another such grant.

Part II.—Procedure of the Cabinet

11. There shall be a Committee of the Council of Ministers to be called the Cabinet which shall consist of the Ministers. Except when the Council of Ministers meets on any occasion, all matters referred to in the Second Schedule shall ordinarily be considered at a meeting of the Cabinet:

Provided that a Minister of State or a Deputy Minister may attend a meeting of the Cabinet when requested to do so, either when a subject with which he is concerned is under discussion or otherwise.

The Chief Secretary, or such other officer as the Chief Minister may appoint, shall be the Secretary to the Cabinet.

12. All cases referred to in the Second Schedule shall be submitted to the Chief Minister after consideration by the Minister in-charge, with a view to obtaining his orders for circulation of the case under rule 13 or for bringing it up for consideration at a meeting of the Cabinet.

13. (1) The Chief Minister may direct that any case referred to in the Second Schedule may, instead of being brought up for discussion at a meeting of the Cabinet, be circulated to the Ministers for opinion, and if all the Ministers are unanimous and the Chief Minister thinks that a discussion at a meeting of the

Cabinet is unnecessary, the case shall be decided without such discussion. If the Ministers are not unanimous or if the Chief Minister thinks that a discussion at a meeting is necessary, the case shall be discussed at a meeting of the Cabinet.

(2) If it is decided to circulate any case to the Ministers, copies of all papers relating to such case which are circulated among the Ministers shall simultaneously be sent to the Governor.

14. (1) In cases which are circulated for opinion under rule 13, the Chief Minister may direct, if the matter be urgent, that if any Minister fails to communicate his opinion to the Secretary to the Cabinet by a date to be specified by him in the Memorandum for circulation, it shall be assumed that he has accepted the recommendations contained therein.

(2) If the Ministers have accepted the recommendations contained in the Memorandum for circulation or the date by which they were required to communicate their opinion has expired, the Secretary to the Cabinet shall submit the case to the Chief Minister. If the Chief Minister accepts the recommendations and if he has no observation to make, he shall return the case to the Secretary to the Cabinet who will pass it on to the Secretary concerned, who will, thereafter take steps to issue the necessary orders.

15. When it has been decided to bring a case before the Cabinet, the department to which the case belongs shall, unless the Chief Minister otherwise directs, prepare a Memorandum indicating with sufficient precision the salient facts of the case and the points for decision. Such Memorandum and such other papers as are necessary to enable the case to be disposed of shall be circulated to the Ministers. Copies of the Memorandum and other papers shall at the same time be sent to the Governor.

16. If a case concerns more Ministers than one, the Ministers shall attempt by previous discussion to arrive at an agreement. If an agreement is reached the Memorandum referred to in rule 14 or 15 shall contain the joint recommendations of the Ministers; and if no agreement is reached, the Memorandum shall state the points of difference and the recommendations of each of the Ministers concerned.

17. (1) The Cabinet shall meet at such place and time as the Chief Minister may direct.

(2) After an Agenda paper showing the cases to be discussed at a meeting of the Cabinet has been approved by the Chief Minister, copies thereof together with copies of such Memoranda as have not been circulated under rule 15, shall be sent up by the Secretary to the Cabinet, to the Chief Minister, and other Ministers

so as to reach them two clear days before the date of such meeting. The Chief Minister may, in the case of emergency, curtail the said period of two days. Copies of the Agenda and the Memoranda shall at the same time be sent to the Governor.

(3) Except with the permission of the Chief Minister no case shall be placed on the Agenda of a meeting unless papers relating thereto have been circulated as required by rule 15.

(4) If any Minister is on tour, the Agenda paper shall be forwarded to the Secretary in the department concerned who, if he considers that the discussion of any case should await the return of the Minister, may request the Secretary to take the orders of the Chief Minister for postponement of the discussion of the case until the return of the Minister.

(5) The Chief Minister or, in his absence, any other Minister nominated by him shall preside over a meeting of the Cabinet.

(6) The Secretary of a department concerned shall attend the meeting with the case unless his presence is excused by the Chief Minister.

(7) The Secretary to the Cabinet shall attend all the meetings of the Cabinet and shall prepare a record of the decisions. He shall forward a copy of such record to each of the Ministers, including the Chief Minister, and to the Governor.

18. (1) When a case has been decided by the Cabinet after discussion at a meeting, the Minister concerned shall take action to give effect to the decision. If, however, any deviation is proposed to be made from that decision, the case shall be submitted to the Chief Minister by the Minister concerned and further action on it will be taken according to any directions of the Chief Minister, and the Cabinet shall be informed at the earliest opportunity thereafter. The Secretary in the department concerned will in each such case, cause to be supplied to the Secretary to the Cabinet such documents as the latter may require to enable him to maintain his record of the case.

(2) The decision of the Cabinet relating to each case shall be separately recorded and, after approval by the Chief Minister or any other Minister presiding, shall be placed with the record of the case. An advance copy of the draft of the decisions and also of the approved draft shall be sent to the Governor.

Part III.—Departmental disposal of business

A.—General

19. Except as otherwise provided by any other rule, cases shall ordinarily be disposed of by or under the authority of the

Minister-in-charge who may, by means of standing orders, give such directions as he thinks fit for the disposal of cases in the department. Copies of such standing orders shall be sent to the Governor and the Chief Minister:

Provided that until such standing orders are made by a Minister, the standing orders which were made under the Rules of Business existing immediately before the commencement of these rules and which were in force in the department in charge of such Minister immediately before such commencement shall, so far as may be, be deemed to be the standing orders for that department made under this rule.

20. Each Minister shall by means of standing orders arrange with the Secretary of the department what matters or classes of matters are to be brought to his personal notice. Copies of such standing orders shall be sent to the Governor and the Chief Minister.

21. Except as otherwise provided herein, cases shall be submitted by the Secretary in the department to which the case belongs to the Minister-in-charge.

22. Every Monday the Secretary shall submit to the Minister-in-charge a statement showing particulars of cases, other than routine and unimportant cases, disposed of in the department by the Minister and the Secretary respectively, during the preceding week. A copy of the said statement shall be simultaneously submitted to the Chief Minister and to the Governor as well.

23. When the subject of a case concerns more than one department, no order shall be issued nor shall the case be laid before the Cabinet until it has been considered by all the departments concerned unless the case is one of extreme urgency.

24. If the departments concerned are not in agreement regarding the case dealt with under rule 23, the Minister-in-charge of the department may, if he wishes to proceed with the case, direct that the case be submitted to the Chief Minister for orders for laying the case before the Cabinet.

25. (1) A Secretary may ask for the papers in any department other than the Finance Department if such papers are required for the disposal of a case in his department.

(2) Such request shall be dealt with under the general or special orders of the Minister-in-charge.

(3) A Minister may send for any paper from any department for his information. If he is of opinion that any further action should be taken on them, he shall communicate his views to the Minister-in-charge of the department concerned and, in case of

disagreement, may submit the case to the Chief Minister with a request that the matter be laid before the Cabinet. No further notes shall be recorded in the case before the papers are so laid before the Cabinet :

Provided that if the paper is of a secret nature, it shall be sent to the Minister only under the orders of the Minister-in-charge of the department to which it belongs:

Provided further that no paper under disposal shall be sent to any Minister until it has been seen by the Minister-in-charge of the department to which it belongs.

(4) (*a*) The Chief Secretary may, on the orders of the Chief Minister or of any Minister or of his own motion, ask to see papers relating to any case in any department and any such request by him shall be complied with by the Secretary of the department concerned.

(*b*) The Chief Secretary may, after examination of the case, submit it for the orders of the Minister-in-charge or of the Chief Minister through the Minister-in-charge.

26. If a question arises as to the department to which a case properly belongs, the matter shall be referred for the decision of the Chief Secretary who will, if necessary, obtain the orders of the Chief Minister.

27. (1) Copies of all official communications received from the Government of India (including those from the Prime Minister and other Ministers of the Union), other than those of routine or unimportant character, shall, as soon as possible after such receipt, be submitted by the Secretary of the department concerned to the Minister-in-charge. Copies of such communications shall also be sent to the Chief Minister and the Governor for information.

(2) Copies of all official communications despatched to the Government of India, other than those of routine or unimportant character, shall, as soon as possible after despatch, be submitted by the Secretary of the department concerned to the Minister-in-charge, the Chief Minister and the Governor for information.

(3) Copies of first reports of occurrences of the nature mentioned below relating to a department, shall, as soon as possible after receipt, be submitted by the Secretary of the department to the Minister-in-charge and to the Chief Minister and the Governor for information:—

(i) cases of a serious breach of the public peace; and

(ii) natural calamities, such as floods or earthquakes, which cause serious damage to life or property.

(4) Copies of reports of all other events shall be submitted by the Secretary of the department concerned, to the Minister-in-charge and if, in the opinion of the Minister-in-charge, such reports have a political or administrative importance, they shall, as soon as possible, be submitted by the Secretary of the department to the Chief Minister and the Governor for information.

28. Any matter likely to bring the State Government into controversy with the Government of India or with the Government of any other State or of any Province in Pakistan, shall, as soon as the possibility of such a controversy is seen, be brought to the notice of the Minister-in-charge and the Chief Minister and also to the notice of the Governor as early as possible and in any case before the controversy actually arises.

29. (1) The following classes of cases shall be submitted to the Chief Minister before the issue of orders:—

(*a*) Proposals for the grant of pardons, reprieves, respites or remissions of punishment or for the suspension, remission or commutation of a sentence in pursuance of Article 161.

(*b*) Cases of administrative importance not already covered by the Second Schedule.

(*c*) Constitution of an Advisory Board under Article 22(4)(*a*) for the detention of persons without trial.

(*d*) Proposals for the dismissal, removal or compulsory retirement of any gazetted officer.

(*e*) Proposals for the appointment and posting of the officers mentioned in the Third Schedule.

(*f*) Proposals to nominate Members of the Legislative Council under Article 171(3)(*e*).

(*g*) Proposals for the provision of representation of the Anglo-Indian community (Article 333).

(*h*) Important communications from the Election Commission, especially with reference to its requirement as to staffs, and action proposed to be taken thereon.

(*i*) Any proposal for the institution of a prosecution by Government against the advice tendered by the Judicial Department or the Law Officer of Government.

(*j*) Appointment of the Chief Secretary.

(*k*) Proposed rules affecting the pay, allowances or pensions payable to or in respect of officers appointed by the late Secretary of State for India.

(*l*) Cases pertaining to the Governor's personal establishment and Government House matters.

(*m*) Proposals for the appointment of Chairman, Members and Secretary of the State Public Service Commission.

(2) The following classes of cases shall be submitted by the Chief Minister to the Governor before the issue of orders—

(*a*) Proposals for the grant of pardons, reprieves, respites or remissions of punishment or for the suspension, remission or commutation of a sentence in pursuance of Article 161.

(*b*) Cases pertaining to the Governor's personal establishment and Government House matters.

(*c*) Proposals for the appointment of Chairman, Members and Secretary of the State Public Service Commission.

(*d*) Such other cases of administrative importance as the Chief Minister might consider necessary.

30. The Chief Minister shall—

(*a*) cause to be furnished to the Governor such information relating to the administration of the affairs of the State and proposals for legislation as the Governor may call for;

(*b*) if the Governor so requires, submit for the consideration of the Council any matter on which a decision has been taken by a Minister but which has not been considered by the Council; and

(*c*) keep the Governor informed at the earliest opportunity of the constitution of the Advisory Board under sub-clause (*a*) of clause (4) of article 22 of the Constitution of India and of the following classes of cases, namely—

(*i*) cases involving questions of policy;

(*ii*) cases which affect or are likely to affect the peace and tranquillity of the State or any part thereof;

(*iii*) cases which affect or are likely to affect the interests of any minority community, the Scheduled Castes, the Scheduled Tribes or the Backward Classes;

(*iv*) cases which affect the relations of the State Government with the Government of India, any other State, the Supreme Court or the High Court.

B.—Finance Department

31. The Finance Department shall perform the following functions, namely—

(*a*) it shall be in charge of the account relating to loans granted by the State Government and the previous Provincial Government and shall advise on the financial aspect of all transactions relating to such loans;

(*b*) it shall examine and report on all proposals for the increase or reduction of taxation;

(*c*) it shall examine and report on all proposals for borrowing on the security of the Consolidated Fund of the State or for giving guarantees; shall take all steps necessary for the purpose of raising such loans as have been duly authorised; and shall be in charge of all matters relating to the service of loans or the discharge of guarantees;

(*d*) it shall be responsible for seeing that proper financial rules are framed for the guidance of other departments and that suitable accounts are maintained by other departments and establishments subordinate to them;

(*e*) it shall be responsible during the year for watching the state of the Government's balances;

(*f*) it shall prepare a statement of estimated revenue and expenditure to be laid before the Legislature in each year and any supplementary statements of expenditure; it shall also prepare the demands for excess grants, votes on account, votes of credit and exceptional grants, if any, required to be submitted to the Legislature;

(*g*) for the purpose of such preparation, it shall obtain from the departments concerned materials on which to base its estimates, and it shall be responsible for the correctness of the estimates framed on the materials so supplied;

(*h*) it shall examine and advice on all schemes of new expenditure for which it is proposed to make provision in the estimates and shall decline to provide in the estimates for any scheme which has not been so examined;

(*i*) it shall be responsible for the preparation of Appropriation Bills to be introduced into the Legislature;

(*j*) on receipt of a report from an audit officer to the effect that expenditure for which there is no sufficient sanction is being incurred, it shall require steps to be taken

to obtain sanction or that the expenditure shall immediately cease;

(*k*) it shall cause the report of the Comptroller and Auditor-General of India relating to the Appropriation Accounts of the State to be laid before the Public Accounts Committee and shall bring to the notice of the Committee such other matters as should be referred to the Committee;

(*l*) it shall advise departments responsible for the collection of revenue regarding the progress of collection and the methods of collection employed.

32. The views of the Finance Department shall be brought to the permanent record of the department to which the case belongs and shall form part of the case.

33. The Finance Department may by general or special order prescribe cases in which its assent may be presumed to have been given.

34. (1) The Finance Minister may call for any papers in a case in which any of the matters referred to in rule 10 or rule 31 is involved and the department to whom the request is addressed shall supply the papers.

(2) On receipt of papers called for under sub-rule (1), the Finance Minister may request that the papers with his note on them shall be submitted to the Cabinet.

(3) The Finance Department may make rules to govern financial procedure in general in all departments and to regulate the business of the Finance Department and the dealing of other departments with the Finance Department.

C.—Law Department

35. Except as hereinafter provided, the Law Department is not, in respect of legislation, an originating or initiating department and its proper function is to put into technical shape the projects of legislation of which the policy has been approved; and every proposal to initiate legislation shall be considered in, and if necessary transferred to, the department to which the subject-matter of the legislation relates and the necessity for legislation and all matters of substance to be embodied in the Bill shall be discussed and, subject to rule 8, settled in such department.

36. Proposals to initiate legislation shall be treated as a case and shall be disposed of accordingly:

Provided that the case shall not be submitted to the Chief Minister until the department concerned has consulted the Law Department as to—

(*i*) the need for the proposed legislation from a legal point of view;

(*ii*) the competence of the State Legislature to enact the measure proposed;

(*iii*) the requirements of the Constitution as to obtaining the previous sanction of the President thereto; and

(*iv*) the consistency of the proposed measure with the provisions of the Constitution, and in particular those relating to the Fundamental Rights.

37. If legislation is decided upon by the Minister-in-charge, the department will, if the legislation involves expenditure from the Consolidated Fund of the State, prepare, in consultation with the Finance Department, a financial memorandum. The papers shall then be sent to the Law Department requesting it to draft the Bill accordingly.

38. The Law Department shall thereafter prepare a Draft Bill and return the case to the department concerned.

39. The Administrative Department will obtain the opinions of such officers and bodies as it seems necessary on the Draft Bill and submit the opinion received with a copy of the tentative Draft Bill to the Minister-in-charge.

40. If the tentative Draft Bill is approved by the Minister-in-charge, it shall be circulated to the other Ministers and a copy supplied to the Governor, and unless the Chief Minister directs otherwise, the tentative Draft Bill shall be brought before a meeting of the Cabinet.

41. If it is decided to proceed with the Bill, with or without amendments, the originating department shall send the case to the Law Department requesting it to prepare a final draft of the Bill.

42. The Law Department shall then finalise the draft and send a Draft Bill to the originating department indicating at the same time the sanctions, if any, required for the Bill. If any provisions in the Bill involving expenditure from the Consolidated Fund of the State are modified in the finalised draft, the department shall send the finalised Draft Bill to the Finance Department for revising, if necessary, the financial memorandum.

43. The originating department will then transfer the final Draft Bill to the Law Department with the instructions of Government thereon, including instructions as to its introduction in the

Legislative Council or Legislative Assembly, and with copies of such papers underlying the Bill as should be communicated to the Legislative Council or Legislative Assembly. After such transfer the Bill shall be deemed to belong to the Law Department.

44. Notwithstanding anything contained in rule 35, in respect of—

(*a*) measures designed solely to codify and consolidate existing enactments and legislation of a formal character such as repealing and amending Bill, and

(*b*) legislation concerning any matter enumerated in section III under the heading "Allocation of business among Departments" in the First Schedule,

the Law Department shall be the originating or the initiating Department;

Provided that in cases referred to in clause (*a*), the Law Department shall send a copy of the Draft Bill to the department which is concerned with the subject-matter for consideration as an administrative measure, and the department to which it is sent shall forthwith make such enquiries as it thinks fit and shall send to the Law Department its opinion thereon together with a copy of every communication received by them on the subject.

45. (1) Whenever a private member of the State Legislature gives notice of his intention to move for leave to introduce a Bill, the Law Department shall forthwith send a copy of the Bill and the Statement of Objects and Reasons for information to the Chief Minister and to the department to which the case belongs.

(2) The Bill shall be dealt with as a case by the Law Department in the first instance, where it shall be considered in its technical aspects, such as need for previous sanction of the President and the competence of the State Legislature to enact the measure, and then forwarded with its opinion to the department to which the case belongs.

(3) If any provisions of such Bill involve expenditure from the Consolidated Fund of the State, the department shall, before it is circulated, prepare in consultation with the Finance Department the financial memorandum in respect of the Bill.

46. The provisions of rule 45 shall apply as far as may be to amendments of substance recommended by the Select Committee and also to all amendments, notice of which is given by members of the State Legislature for being moved during the consideration of a Bill in that Legislature.

47. (1) When a Bill has been passed by the Legislature, it shall be examined in the department concerned and the Law Department and shall be forwarded to the Governor with—

(*a*) a report of the Secretary of the department concerned as to the reasons, if any, why the Governor's assent should not be given; and

(*b*) a report of the Law Secretary as to the reasons, if any, why the Governor's assent should not be given or the Bill should not be reserved for the consideration of the President.

(2) Where the Governor directs that the Bill should be reserved for the consideration of the President or returned to the Legislature with a message, necessary action in that behalf shall be taken by the Secretary to the Governor in consultation with the Secretary to the administrative department concerned and the Law Secretary.

(3) After obtaining the assent of the Governor or the President, as the case may be, the Law Department shall take steps for the publication of the Bill in the "Official Gazette" as an Act of the Legislature.

48. Whenever it is proposed in any department other than the Law Department—

(*i*) to issue a statutory rule, notification or order; or

(*ii*) to sanction under a statutory power the issue of any rule, by-law, notification or order by a subordinate authority; or

(*iii*) to submit to the Central Government any draft statutory rules, notification or order for issue by them;

the draft shall be referred to the Law Department for opinion and for revision where necessary.

49. (1) All administrative departments shall consult the Legal Remembrancer on—

(*a*) the construction of Statutes, Acts, Regulations and Statutory Rules, Orders and Notifications;

(*b*) any general legal principles arising out of any case; and

(*c*) the institution or withdrawal of any prosecution at the instance of any administrative department.

(2) Every such reference shall be accompanied by an accurate statement of the facts of the case and the point or points on which the advice of the Legal Remembrancer is desired.

D.—The Board of Revenue.

50. (1) In addition to the powers conferred upon it by any statute and by any rules or orders made under any statute, the Board of Revenue shall, subject to the control of the departments concerned, exercise and discharge the following powers and functions, namely:—

(*a*) the recovery of agricultural and land improvement loans;

(*b*) the administration of Acts relating to the collection of public demands and of sums recoverable as a public demand;

(*c*) the management of Government estates, attached or encumbered estates, the Murshidabad Estate and the administration of Acts relating to—

(*i*) Land Records,

(*ii*) Land Registration,

(*iii*) Survey, Settlement and Colonisation,

(*iv*) Alluvion and Diluvion,

(*v*) Waste Lands.

(*vi*) Government Lands and Estates,

(*vii*) Partition of Estates,

(*viii*) the assessment and collection of land revenue,

(*ix*) miscellaneous revenue subjects such as treasure trove, escheats, money orders, revenue agents;

(*d*) supervision and control of all establishments employed in the discharge of the functions referred to in clauses (*a*) to (*c*) above, save in respect of services for which any other appointing authority is prescribed, and the appointment, posting, transfer, promotion, punishment and discharge or dismissal of, and the grant of leave to persons so employed, in accordance with the rules and principles laid down by Government in this behalf.

(2) For the more convenient discharge of the functions referred to in sub-rule (1), such member or members of the Board of Revenue as the Chief Minister may direct shall be Secretaries to Government in the Department of Land and Land Revenue *ex-officio*.

PART IV.—Supplementary

51. The Secretary or the Joint Secretary-in-charge of the department concerned is in each case responsible for the careful

observance of these rules, and any material departure from them which comes to his notice or to the notice of the Chief Secretary shall be brought to the notice of the Minister-in-charge and of the Chief Minister. The Chief Minister shall, if he considers it necessary, bring it to the notice of the Governor:

Provided that the Chief Minister may, from time to time, permit any departure from these rules for good reasons and shall inform the Governor as soon thereafter as possible.

52. The Secretary or the Joint Secretary-in-charge of a department shall be responsible for the due execution of sanctioned policy and for the discipline and efficiency of the officers in the department.

53. It shall always be competent for the Chief Minister to take action or issue orders in any case included in the Second Schedule when there is no sufficient time to place the matter before the Cabinet. Such case shall, however, be brought before the Cabinet for information at the earliest opportunity.

54. These rules may, to such extent as necessary, be supplemented by instructions to be issued by the Governor on the advice of the Chief Minister.

FIRST SCHEDULE

[*See* rule 4]

Departments

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Allocation of business among departments

Explanations

1. "List I", "List II" and "List III" mean List I, List II and List III, respectively of the Seventh Schedule to the Constitution of India.

2. The business falling to each department is set forth in this schedule in three parts—

Part I defines the functions of the department.

Part II indicates, primarily by reference to List II and List III, the area within the sphere of the State's executive authority and power to make laws, within which the department exercise its functions. Items falling in List III are printed in italics.

Part III indicates, by reference to List I, the area within the sphere of the Union executive authority and power to make laws, within which the department transacts such business as falls to the State Government (whether this be discharging agency functions or functions entrusted to it or merely furnishing advice or information by way of correspondence).

I. HOME DEPARTMENT

PART I

1. Maintenance of the Constitution.

2. Conduct of elections to the Legislature and regulation of relations between the Executive and the Legislature.

3. Determination and maintenance of the structure, organisation and procedure of the machinery of Government.

4. Control and management of the Indian Civil Service and the Indian Administrative Service, the Indian Police and the Indian Police Service (including officers of the Eastern Frontier Rifles), the West Bengal Civil Service (Executive), Sub-Magistrates, the West Bengal Police Service, Assistant Commissioners of the Calcutta Police and the West Bengal Junior Civil Service.

5. Co-ordination of all governmental activities.

6. Maintenance of the public security, peace, order and tranquillity.

7. Determination of ceremonial procedure and precedence.

8. Conduct of activities involving relations with foreign powers and their representatives and determination of questions of nationality.

9. Scrutiny of and advice on procedure in the Legislature.

10. Discharge of functions not specifically allotted to any other department.

11 Lines of communication by land and air other than roads, that is to say, railways, tramways, ropeways, airways, etc.

12. Transport (not otherwise provided under any department).

13. Organisation and employment of national volunteers.

14. Publicity and Public Relations.

15. Lunatics—Transfer of Criminal lunatics from jails to mental hospitals, their transfer to jails on recovery, and their discharge after expiry of sentence or on recovery.

PART II

1. State public services with which the department is concerned (entry 41 of List II).

2. Elections to the State Legislature subject to the provisions of any law made by Parliament (entry 37 of List II).

3. Salaries and allowances of members of the Legislature of the State, of the Speaker and Deputy Speaker of the Legislative Assembly and of the Chairman and Deputy Chairman of the Legislative Council (entry 38 of List II).

4. Powers, privileges and immunities of the Legislative Assembly and the Legislative Council and of the members and the committees thereof; enforcement of attendance of persons for giving evidence or producing documents before committees of the Legislature of the State (entry 39 of List II).

5. Salaries and allowances of Ministers for the State (entry 40 of List II).

6. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

7. Tolls in respect of any matters with which the department is concerned (entry 59 of List II).

8. Fees in respect of any of the matters in List II with which the department is concerned, but not including fees taken in any court (entry 66 of List II).

9. Public order (but not including the use of naval, military or air forces or any other armed forces of the Union in aid of the civil power) (entry I of List II).

10. Police, including railway and village police (entry 2 of List II).

11. Prisons and persons detained therein, arrangement with other States for the use of prisons (entry 4 of List II).

12. Traffic on inland waterways subject to the provisions of List I and List III with regard to such waterways; vehicles other than mechanically propelled vehicles (entry 13 of List II).

13. Inns and inn-keepers (entry 31 of List II).

14. Theatres and dramatic performances, cinemas subject to the provisions of entry 60 of List I; sports, entertainments and amusements (entry 33 of List II).

15. Betting and gambling (entry 34 of List II).

16. *Removal from one State to another of prisoners, accused persons and persons subjected to preventive detention for reasons specified in entry* 3 *of List III* (*entry* 4 *of List III*).

17. *Newspapers, books and printing presses* (*entry* 39 *of List III*).

18. *Preventive detention for reasons connected with the security of the State, the maintenance of public order or the maintenance of supplies and services essential to the community; persons subjected to such detention (entry 3 of List III).*

19. *Inquiries and statistics for the purpose of any of the matters in List II or List III with which the department is concerned (entry 45 of List III).*

20. *Professions with which the department is concerned (entry 26 of List III).*

21. *Fees in respect of any of the matters in List III with which the department is concerned, but not including fees taken in any court (entry 47 of List III).*

22. *Mechanically propelled vehicles including the principles on which taxes on such vehicles are to be levied (entry 35 of List III).*

23. *Prevention of cruelty to animals (entry 17 of List III).*

24. *Nomadic and migratory tribes (entry 15 of List III).*

25. Taxes on mechanically propelled vehicles, suitable for use on roads, including tramcars, subject to the provisions of entry 35 of List III (entry 57 of List II).

26. Subjects not alloted to any other department

PART III

1. Union public services with which the department is concerned; All-India services (along with Finance Department) (entry 70 of List I)

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by or under law made by Parliament to be institutions of national importance (entry 64 of List I)—so far as these concern subjects dealt with or services administered by the department.

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training including the training of police officers; or

(*b*) the promotion of special studies or research; or

(*c*) scientific or technical assistance in the investigation or detection of crime (entry 65 of List I—so far as these concern subjects dealt with or services administered by the department).

4. Sanctioning of cinematographic films for exhibition (entry 60 of List I).

5. Union meteorological organisations (entry 68 of List I).

6. Census (entry 69 of List I)

7. Elections to Parliament and the State Legislature and to the offices of President and Vice-President; the Election Commission (entry 72 of List I)

8. Emoluments, allowances, privileges and rights in respect of leave of absence, of the President and Governors: salaries and allowances of the Ministers for the Union (entry 75 of List I)

9. Salaries and allowances of members of Parliament, Chairman and Deputy Chairman of the Council of States and the Speaker and Deputy Speaker of the House of the People (entry 73 of List I)

10. Powers, privileges and immunities of each House of Parliament and of the members of the committees of each House; enforcement of attendance of persons for giving evidence or producing documents before committees or Parliament or commissions appointed by Parliament (entry 74 of List I)

11. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I)

12. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I)

13. Fees in respect of any of the matters in List I (but not including fees taken in any court) with which the department is concerned (entry 96 of List I)

14. Naval, military and air forces and any other armed forces of the Union (entry 2 of List I)

15. Extension of the powers and jurisdiction of members of a police force belonging to any State to any area outside that State, but not so as to enable the police of one State to exercise powers and jurisdiction in any area outside that State without the consent of the Government of the State in which such area is situated; extension of the powers and jurisdiction of members of a police force belonging to any State to railway areas outside that State (entry 80 of List I).

16. Delimitation of cantonment areas, local self-government in such areas, the constitution and powers within such areas of cantonment authorities and the regulation of house accommodation (including the control of rents) of such areas (entry 3 of List I).

17. Central Bureau of Intelligence and Investigation (entry 8 of List I).

18. Preventive detention for reasons connected with Defence, Foreign Affairs or the security of India; persons subjected to such detention (entry 9 of List I).

19. Foreign affairs; all matters which bring the Union into relation with any foreign country (entry 10 of List I).

20. The Victoria Memorial (entry 62 of List I).

21. Diplomatic, consular and trade representation (entry 11 of List I).

22. United Nations Organisation (entry 12 of List I).

23. Participation in international conferences, associations and other bodies and implementing of decisions made thereat—so far as the department is concerned (entry 13 of List I).

24. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries so far as the department is concerned (entry 14 of List I).

25. War and peace (entry 15 of List I).

26. Foreign jurisdiction (entry 16 of List I).

27. Citizenship naturalisation and aliens (entry 17 of List I).

28. Extradition (entry 18 of List I).

29. Admission into, and emigration and expulsion from India; passports and visas (entry 19 of List I).

30. Piracies and crimes committed on the high seas or in the air; offences against the law of nations committed on land or the high seas or in the air (entry 21 of List I).

31. Airways, aircraft and air navigation; provisions for aerodromes; regulation and organisation of air traffic and of aerodromes; provision for aeronautical education and training and regulation of such education and training provided by States and other agencies (entry 29 of List I).

32. Beacons and other provision for the safety of aircraft (entry 26 of List I).

33. Arms, firearms and ammunition (entry 5 of List I).

34. Defence of India (entry 1 of List I).

35. Inter-State emigration (entry 81 of List I).

36. Railways (entry 22 of List I).

37. Subjects not allotted to any other department.

II. FINANCE DEPARTMENT

PART I

1. Management of the public finance and maintenance of public credit.

2. Collection of public revenues save as otherwise provided.

3. Determination of the principles of personnel management including recruitment, conditions of service and discipline of the servants of the State.

PART II

1. State public service in general and State Public Service Commission: State public services with which the department is concerned (entry 41 of List II).

2. State pensions, that is to say, pensions payable by the State or out of the Consolidated Fund of the State (entry 42 of List II).

3 Public debt of the State (entry 43 of List II).

4. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

5. *Inquiries and statistics for the purpose of any of the matters in List II or List III with which the department is concerned (entry 45 of List III).*

6. Taxes on agricutural income (entry 46 of List II).

7. Duties in respect of succession to agricultural land (entry 47 of List II).

8. Taxes on mineral rights, subject to any limitations imposed by Parliament by law relating to mineral development (entry 50 of List II).

9. Capitation taxes (entry 61 of List II).

10. Taxes on the sale or purchase of goods other than newspapers (entry 54 of List II).

11. Taxes on the sale or purchase of goods other than newspapers betting and gambling (entry 62 of List II).

12. Rates of stamp duty in respect of documents other than those specified in the provisions of List I with regard to rates of stamp duty (entry 63 of List II).

13. Tolls in respect of any matter with which the department is concerned (entry 59 of List II).

14. Fees in respect of any of the matters in List II with which the department is concerned, but not including fees taken in any Court (entry 66 of List II).

15. *Stamp duties other than duties or fees collected by means of judicial stamps, but not including rates of stamp duty (entry 44 of List III).*

16. *Professions with which the department is concerned (entry 26 of List III).*

17. Taxes on advertisements other than advertisements published in the newspapers (entry 55 of List II)

18. *Fees in respect of any of the matters in List III with which the department is concerned but not including fees taken in any Court (entry 47 of List III).*

19. Estate duty in respect of agricultural land (entry 48 of List II).

20. Taxes on the consumption or sale of electricity (entry 53 of List II).

21. Taxes on goods and passengers carried by road or on inland waterways (entry 56 of List II).

PART III

1. Union Public Service Commission: Union Public Services with which the department is concerned; All-India Services (along with Home Department) (entry 70 of List I).

2. Union pensions, that is to say, pensions payable by the Government of India or out of the Consolidated Fund of India (entry 71 of List I).

3. Currency, coinage and legal tender; foreign exchange (entry 36 of List I).

4. Public debt of the Union (entry 35 of List I).

5. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as these concern subjects dealt with or services administered by the department are concerned (entry 65 of List I).

6. Banking (entry 45 of List I).

7. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

8. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94).

9. Duties of customs, including export duties (entry 83 of List I).

10. Corporation tax (entry 85 of List I).

11. Lotteries organised by the Government of India or the Government of a State (entry 40 of List I).

12. Taxes on income other than agricultural income (entry 82 of List I)

13. Taxes on the capital value of the assests, exclusive of agricultural land, of individuals and companies; taxes on the capital of companies (entry 86 of List I).

14. Duties in respect of succession to property other than agricultural land (entry 88 of List I)

15. Rates of stamp duty in respect of bills of exchange, cheques, promissory notes, bills of lading, letters of credit, policies of insurance, transfer of shares, debentures, proxies and receipts (entry 91 of List I).

16. Terminal taxes on goods or passengers carried by railway, sea or air; taxes on railway fares and freights (entry 89 of List I).

17. Fees in respect of any of the matters in List I (but not including fees taken in any Court) with which the department is concerned (entry 96 of List I).

18. Foreign loans (entry 37 of List I).

19. Reserve Bank of India (entry 38 of List I).

20. Bills of exchange, cheques, promissory notes and other like instruments (entry 46 of List I).

21. Audit of the accounts of the Union and of the States (entry 76 of List I).

22. Estate duty in respect of property other than agricultural land (entry 87 of List I).

23. Taxes other than stamp duties on transactions in stock exchanges and future markets (entry 90 of List I).

24. Taxes on the sale or purchase of newspapers and on advertisements published therein (entry 92 of List I).

25. Salaries, allowances and rights in respect of leave of absence and other conditions of service of the Comptroller and Auditor-General (entry 75 of List I).

26. Participation in international conferences, associations and other bodies and implementing of decisions made thereat, so far as the department is concerned (entry 13 of List I).

27. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries— so far as the department is concerned (entry 14).

III. LAW DEPARTMENT

PART I

1. Administration of justice; definition and maintenance of civil (including fundamental) rights.

2. Provision of legal advice to all Government agencies.

3. Registration of deeds, documents and marriages.

4. Drafting, settlement and publication of Bills and Acts, and the settlement of statutory notifications, rules and by-laws.

5. Advice to all departments on the technical aspects of proposed legislation and the application of the Constitution to any question.

6. Attendance at meetings of the Houses and of Select Committee, of the Legislature, for the purpose of advising Government on the technical aspects of legislation during its passage and the drafting of any amendments required on Government's behalf.

7. Codification, consolidation and technical amendment of Provincial and State Legislation.

PART II

1. State public services with which the department is concerned (entry 41 of List II).

2. Administration of justice; constitution and organisation of all Courts, except the Supreme Court, the High Court and Rent and Revenue Courts; officers and servants of the High Court; fees taken in all Courts except the Supreme Court and Rent and Revenue Courts (entry 3 of List II).

3. Jurisdiction and powers of all Courts, except the Supreme Court and Rent and Revenue Courts, with respect to any of the matters in List II (entry 65 of List II.)

4. Money-lending and money-lenders (entry 30 of List II).

5. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

6. *Inquiries and statistics for the purposes of any of the matters specified in List II or List III with which the department is concerned (entry 45 of List III).*

7. Tolls in respect of any matters with which the department is concerned (entry 59 of List II).

8. Fees in respect of any of the matters in List II with which the department is concerned, but not including fees taken in any court (entry 66 of List II).

9. *Criminal law, including all matters included in the Indian Penal Code at the commencement of the Constitution but excluding offences against laws with respect to any of the matters specified in List I or List II and excluding the use of naval, military or air forces or any other armed forces of the Union in aid of the civil power (entry 1 of List III).*

10. *Criminal procedure including all matters included in the Code of Criminal Procedure at the commencement of the Constitution (entry 2 of List III).*

11. *Civil Procedure, including all matters included in the Code of Civil Procedure at the commencement of the Constitution, limitation and arbitration (entry 13 of List III).*

12. *Evidence and oaths; recognition of laws, public acts and records, and judicial proceedings (entry 12 of List III).*

13 *Marriage and divorce; infants and minors; adoption, wills, intestacy and succession; joint family and partition; all matters in respect of which parties in judicial proceedings were immediately before the commencement of the Constitution subject to their personal law (entry 5 of List III).*

14. *Transfer of property other than agricultural land, registration of deeds and documents (entry 56 of List III).*

15. *Trust and trustees (entry 10 of List III).*

16. *Contracts including agency, contracts of carriage, and other special forms of contract, but not including contracts relating to agricultural land (entry 7 of List III).*

17. *Bankruptcy and insolvency (entry 9 of List III).*

18. *Administrators-General and Official Trustees (entry 11 of List III).*

19. *Jurisdiction and powers of all Courts, except the Supreme Court and Rent and Revenue Courts, with respect to any of the matters in List III (entry 46 of List III).*

20. *Legal and other professions with which the department is concerned (entry 26 of List III).*

21. *Fees in respect of any of the matters in List III with which the department is concerned, but not including fees taken in any Court (entry 47 of List III).*

22. *Actionable wrongs (entry 8 of List III).*

23. *Contempt of Court but not including contempt of Supreme Court (entry 14 of List III).*

24. Mahajati Sadan (entry 12 of List II).

PART III

1. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as these concern subjects dealt with or services administered by the department (entry 65 of List I).

2. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I)

3. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).

4. Jurisdiction and powers of all Courts, except the Supreme Court, with respect to any of the matters in List I (entry 95 of List I).

5. Fees in respect of any of the matters in List I (but not including fees taken in any court) with which the department is concerned (entry 96 of List I).

6. Constitution, organisation, jurisdiction and powers of the Supreme Court (including contempt of such Court), and the fees taken therein; persons entitled to practise before the Supreme Court (entry 77 of List I).

7. Constitution and organisation of the High Courts except provisions as to officers and servants of High Courts; persons entitled to practise before the High Courts (entry 78 of List I).

8. Extension of the jurisdiction of a High Court having its principal seat in any State to, and exclusion of the jurisdiction of any such High Court from, any area outside that State (entry 79 of List I).

IV. DEPARTMENT OF LAND AND LAND REVENUE

PART I

1. Definition of rights in or over land and incidents of land tenure.

2. Acquisition of land for public purposes.

3. Collection of public revenue from land and from cesses.

4. Constitution and regulation of Rent and Revenue Courts.

PART II

1. State public services with which the department is concerned (entry 41 of List II).

2. Constitution and organisation of Rent and Revenue Courts and fees taken therein (entry 3 of List II).

3. Jurisdiction and powers of Rent and Revenue Courts with respect to any of the matters in List II (entry 65 of List II).

4. Procedure in Rent and Revenue Courts (entry 3 of List II).

5. *Acquisition or requisitioning of property (entry 42 of List III).*

6. Land, that is to say, rights in or over land, land tenures and the collection of rents; transfer and alienation of agricultural land; colonisation (entry 18 of List II).

7. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

8. Land revenue including the assessment and collection of revenue, the maintenance of land records, survey for revenue purposes and records of rights and alienation of revenues (entry 45 of List II).

9. Tolls in respect of any matter with which the department is concerned (entry 59 of List II).

10. Fees in respect of any of the matters in List II with which the department is concerned, but not including fees taken in any Court (entry 66 of List II).

11. *Professions with which the department is concerned (entry 26 of List III).*

12. *Inquiries and statistics for the purpose of any of the matters specified in List II or List III with which the department is concerned (entry 45 of List III).*

13. *Fees in respect of any of the matters in List III with which the department is concerned but not including fees taken in any Court (entry 47 of List III).*

14. Treasure trove (entry 44 of List II).

15. *Recovery in a State of claims in respect of taxes and other public demands, including arrears of land revenue and sums recoverable as such arrears, arising outside that State (entry* 43 *of List III).*

16. *Jurisdiction and powers of Rent and Revenue Court with reference to matters in List III (entry* 46 *of List III).*

17. Management of Evacuee properties.

PART III

1. Union agencies and institutions for—

(*a*) professional, vocational and technical training; or

(*b*) the promotion of special studies or research;

so far as these concern subjects dealt with or services administered by the department (entry 65 of List I).

2. The Survey of India (entry 68 of List I).

3. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

4. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).

5. Fees in respect of any of the matters in List I (but not including fees taken in any Court) with which the department is concerned (entry 96 of List I).

V. DEPARTMENT OF AGRICULTURE AND FOOD PRODUCTION

PART I

1. Development and utilisation of the State's vegetable resources.

2. Food Production.

3. Regulation of Agricultural employment or promotion of of the welfare of agricultural workers.

PART II

1. State Public Services with which the department is concerned (entry 41 of List II).

2. Agriculture, including agricultural and veterinary education and research works against pests and prevention of plant diseases (entry 14 of List II).

3. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

4. *Inquiries and statistics for the purpose of any of the matters specified in List II or List III with which the department is concerned (entry 45 of List III).*

6. Fees in respect of any of the matters in List II with which is concerned (entry 59 of List II).

6. Fees in respect of any of the matters in List II with which the department is concerned, but not including fees taken in any Court (entry 66 of List II).

7. *Fees in respect of any of the matters in List III with which the department is concerned, but not including fees taken in any Court (entry 47 of List III).*

8. *Employment and unemployment of agricultural workers; their social security and social insurance (entry 23 of List III).*

9. *Prevention of the extension from one State to another of infectious or contagious diseases or pests affecting animals or plants (entry 29 of List III).*

PART III

1. Union Public Services in respect of matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by Parliament by law to be institutions of national importance (so far as the subjects dealt with by this department are concerned) (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as the subjects dealt with or services administered by this department are concerned (entry 65 of List I).

4. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

5. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).

6. Fees in respect of any of the matters in List I (but not including fees taken in any Court) with which the department is concerned (entry 96 of List I).

7. Co-ordination and determination of standards in institutions for higher education or research and scientific and technical institutions (so far as the subjects dealt with by this department are concerned) (entry 66 of List I).

8. Participation in international conferences, associations and other bodies and implementing decisions made thereat—so far as the department is concerned (entry 13 of List I).

9. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries—so far as the department is concerned (entry 14 of List I).

VI. DEPARTMENT OF ANIMAL HUSBANDRY AND VETERINARY SERVICES

PART I

1. Development and utilisation of the State's animal resources.

2. Development of dairy.

3. Provision of veterinary aid and services and promotion of veterinary education.

PART II

1. State Public Services with which the department is concerned (entry 41 of List II).

2. Veterinary education and research (entry 14 of List II).

3. Preservation, promotion and improvement of live-stock and prevention of animal diseases; Veterinary training and practice (entry 15 of List II).

4. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

5. *Inquiries and statistics for the purpose of any of the matters specified in List II or List III with which the department is concerned (entry 45 of List III).*

6. Fees in respect of any of the matters in List II with which the department is concerned but not including fees taken in any Court (entry 56 of List II).

7. *Profession with which the department is concerned (entry 26 of List III).*

8. *Fees in respect of any of the matters in List III with which the department is concerned, but not including fees taken in any Court (entry 47 of List III).*

9. *Prevention of the extension from one State to another of infectious or contagious diseases affecting animals (entry 29 of List III).*

PART III

1. Union Public Services in respect of any matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by Parliament by Law to be institutions of national importance, so far as the subjects dealt with by the department are concerned (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training;

(*b*) promotion of special studies or research so far as the subjects dealt with or services administered by this department are concerned (entry 65 of List I).

4. The Zoological Survey of India (entry 68 of List I).

5. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

6. Inquiries, surveys and statistics for the purpose of any of the matters in List I with which the department is concerned (entry 94 of List I).

7. Fees in respect of any of the matters in List I (but not including fees taken in any Court) with which the department is concerned (entry 96 of List I).

8. Co-ordination and determination of the standard in institutions for higher education or research and scientific and technical institutions, so far as the subjects dealt with by the department are concerned (entry 66 of List I).

9. Participation in international conferences, associations and other bodies and implementing decisions made thereat, so far as the department is concerned (entry 13 of List I).

10. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries, so far as the department is concerned (entry 14 of List I).

VII. DEPARTMENT OF FORESTS

PART I

1. Development, maintenance and utilisation of the State's forest resources.

2. Regulation of employment in forests and promotion of workers in forests.

PART II

1. State Public Services with which the department is concerned (entry 41 of List II).

2. Forests including forest education and research (entry 19 of List II).

3. Protection of wild birds and wild animals (entry 20 of List II).

4. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

5. *Inquiries and statistics for the purpose of any of the matters specified in List II or List III with which the department is concerned (entry 45 of List III).*

6. Tolls in respect of any matters with which the department is concerned (entry 51 of List II).

7. Fees in respect of any of the matters in List II with which the department is concerned, but not including fees taken in any Court (entry 66 of List II).

8. *Professions with which the department is concerned (entry 26 of List III).*

9. *Fees in respect of any of the matters in List III with which the department is concerned, but not including fees taken in any Court (entry 47 of List III).*

10. *Employment and unemployment of workers in forests, their social security and social insurance (entry 23 of List III).*

11. *Prevention of the extension from one State to another of infectious or contagious diseases or pests affecting plants (entry 21 of List III).*

PART III

1. Union Public Services in respect of matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by Parliament by law to be institutions of national importance, so far as the subjects dealt with by the department are concerned (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research, so far as the subjects dealt with or services administered by the department are concerned (entry 65 of List I).

4. The Botanical Survey of India (entry 68 of List I).

5. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

6. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).

7. Fees in respect of any of the matters in List I, but not including fees taken in any Court with which the department is concerned (entry 96 of List I).

8. Co-ordination and determination of standards in institutions for higher education or research and scientific and technical institutions, so far as the subjects dealt with by the department are concerned (entry 66 of List I).

9. Participation in international conferences, associations and other bodies and implementing decisions made thereat so far as the department is concerned (entry 13 of List I).

10. Entering into treaties and agreements with foreign countries and conferences with foreign countries so far as the department is concerned (entry 14 of List I).

VIII. DEPARTMENT OF COMMERCE AND INDUSTRIES

PART I

Promotion and regulation of industry, trade and commerce in the State save as otherwise provided, other than cottage and small-scale industries.

PART II

1. State Public Services with which the department is concerned (entry 41 of List II).

2. *Ports other than those declared by or under law made by Parliament or existing law to be major ports* (*entry* 31 *of List III*).

3. Regulation of mines and mineral development subject to the provisions of List I with respect to regulation and development under Union control (entry 23 of List II).

4. Gas and gas works (entry 25 of List II).

5. Trade and commerce within the State subject to the provisions of entry 33 of List III (entry 26 of List II).

6. Production, supply and distribution of goods so far as the department is concerned subject to the provisions of entry 33 of List III (entry 27 of List II).

7. Weights and measures except establishment of standards (entry 29 of List II).

8. Incorporation, regulation and winding up of corporations other than those specified in List I and Universities (entry 32 of List II).

9. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

10. Tolls in respect of any matters with which the department is concerned (entry 59 of List II).

11. Fees in respect of any of the matters in List II with which the department is concerned but not including fees taken in any Court (entry 66 of List II).

12. *Partnership (entry 7 of List III).*

13. *Professions with which the department is concerned (entry 26 of List III).*

14. *Inquiries and statistics for the purposes of any of the matters specified in List II or List III with which the department is concerned (entry 45 of List III).*

15. *Fees in respect of any of the matters in List III with which the department is concerned but not including fees taken in any Court (entry 47 of List III).*

16. *Electricity (excepting State-sponsored Electricity Development work) (entry 38 of List III).*

17. Industries with which the department is concerned, subject to the provisions of entry 52 of List I (entry 24 of List II).

18. Unincorporated trading societies and associations (entry 32 of List II).

19. *Commercial and industrial monopolies, combines and trusts (entry 21 of List III).*

20. *Trade and commerce in, and the production, supply and distribution of, the products of industries where the control of such industries by the Union is declared by or under law made by Parliament to be expedient in the public interest, so far as the department is concerned (entry* 33 *of List III).*

21. *Shipping and navigation on inland waterways as regards mechanically propelled vehicles, and the rule of the road on such waterways, and the carriage of passengers and goods on inland waterways subject to the provisions of List I with respect to national waterways (entry* 32 *of List III).*

22. *Economic planning so far as this department is concerned (entry* 20 *of List III).*

23. *Cinchona (entry* 19 *of List III).*

24. *Price control in respect of matters with which the department is concerned (entry* 34 *of List III).*

25. *Books and printing presses so far as paper-control orders are concerned. West Bengal Government Press (entry* 39 *of List III).*

PART III

1. Union Public Services in respect of matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by or under law made by Parliament to be institutions of national importance (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as subjects dealt with or services administered by the department are concerned (entry 65 of List I).

4. Posts and telegraphs; wireless, broadcasting and other like forms of communications (entry 31 of List I).

5. The Geological Survey of India (entry 68 of List I).

6. Maritime shipping and navigation, including shipping and navigation on tidal waters; provision of education and training for the mercantile marine and regulation of such education and training provided by States and other agencies (entry 25 of List I).

7. Ports declared by or under law made by Parliament or existing law to be major ports, including their delimitation, and the constitution and powers of port authorities therein (entry 27 of List I)

8. Admiralty jurisdiction (entry 95 of List I).

9. Shipping and navigation on inland waterways, declared by Parliament by law to be national waterways, as regards mechanically propelled vehicles; the rule of the road on such waterways (entry 24 of List I).

10. Industries, the control of which by the Union is declared by Parliament by law to be expedient in the public interest, so far as the department is concerned (entry 52 of List I).

11. Lighthouses, including lightships, beacons and other provisions for the safety of shipping (entry 26 of List I).

12. Carriage of passengers and goods by railway, sea or air, or by national waterways in mechanically propelled vessels (entry 30 of List I).

13. Patents, inventions and designs; copyright; trade marks and merchandise marks (entry 49 of List I).

14. Explosives (entry 5 of List I).

15. Regulation and development of oil fields and mineral oil resources; petroleum and petroleum products; other liquids and substances declared by Parliament by law to be dangerously inflammable (entry 53 of List I).

16. Incorporation, regulation and winding-up of trading corporations including banking, insurance and financial corporations but not including co-operative societies (entry 43 of List I).

17. Regulation of mines and mineral development to the extent to which such regulation and development under the control of the Union is declared by or under law made by Parliament to be expedient in the public interest (entry 54 of List I).

18. Insurance (entry 47 of List I).

19. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I)

20. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).

21. Manufacture, supply and distribution of salt by Union agencies; regulation and control of manufacture, supply and distribution of salt by other agencies (entry 58 of List I).

22. Establishment of standards of weight and measure (entry 50 of List I).

23. Fees in respect of any of the matters in List I (but not including fees taken in any Court) with which the department is concerned (entry 96 of List I).

24. Atomic energy and mineral resources necessary for its production (entry 6 of List I).

25. Industries declared by or under law made by Parliament to be necessary for the purpose of defence or for prosecution of war, so far as the department is concerned (entry 7 of List I).

26 Stock exchanges and futures markets (entry 48 of List I).

27. Establishment of standards of quality for goods to be exported out of India or transported from one State to another, so far as the department is concerned (entry 51 of List I).

28. Inter-State trade and commerce (entry 42 of List I).

29. Post Office Savings Bank (entry 39 of List I).

30. Trade and commerce with foreign countries; import and export across customs frontiers; definition of customs frontiers (entry 412 of List I).

31. Participation in international conferences, associations and other bodies and implementing of decisions thereat—so far as the department is concerned (entry 13 of List I).

32. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries—so far as the department is concerned (entry 14 of List I).

IX. DEPARTMENT OF LABOUR

PART I

Regulation of employment except in agriculture, forests and fisheries, including promotion of Labour Welfare.

PART II

1. State public services with which the department is concerned (entry 41 of List II).

2. *Employment and unemployment of workers except in agriculture, forests and fisheries. Their social security and social insurance (entry 23 of List III).*

3. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

4. *Inquiries and statistics for the purposes of any of the matters specified in List II or List III with which the department is concerned* (*entry* 45 *of List III*).

5. Tolls in respect of any of the matters in List II with which the department is concerned (entry 59 of List II).

6. Fees in respect of any of the matters in List II with which the department is concerned but not including fees taken in any Court (entry 66 of List II).

7. *Professions with which the department is concerned* (*entry* 26 *of List III*).

8. *Fees in respect of any of the matters in List III with which the department is concerned but not including fees taken in any Court* (*entry* 47 *of List III*).

9. *Factories* (*entry* 36 *of List III*).

10. *Boilers* (*entry* 37 *of List III*).

11. *Welfare of labour including conditions of work, provident funds, employers' liability, workmen's compensation, invalidity and old age pensions and maternity benefits* (*entry* 24 *of List III*).

12. *Trade Unions, industrial and labour disputes* (*entry* 22 *of List III*).

13. *Vocational and technical training of labour* (*entry* 25 *of List III*).

14. *Economic and social planning so far as this department is concerned* (*entry* 20 *of List III*).

PART III

1. Union public services in respect of matters with which this department is concerned (entry 70 of List I).

2. Union agencies and institutions for—

(*a*) vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as these concerned subjects dealt with or services administered by this department (entry 65 of List I).

3. Regulation of labour and safety in mines and oilfields (entry 55 of List I).

4. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

5. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).

6. Fees in respect of any of the matters in List I (but not including fees taken in any Court) with which the department is concerned (entry 96 of List I).

7. Industrial disputes concerning Union employees (entry 61 of List I).

8. Participation in international conferences, associations and other bodies and implementation of decisions made thereat—so far as this department is concerned (entry 13 of List I).

9. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries—so far as the department is concerned (entry 14 of List I).

X. DEPARTMENT OF EDUCATION

PART I

1. Promotion and regulation of educational and cultural development including technical or specialised education not otherwise specified, and youth welfare.

2. Regulation of charities and charitable institutions not otherwise specified and of charitable and religious endowment and funds.

3. Administration of State institutions of an educational, cultural or charitable nature except as otherwise specified.

PART II

1. State public services so far as this department is concerned (entry 41 of List II).

2. Education including Universities subject to the provisions of entries 63-66 of List I and 25 of List III—but not including medical and public health education, education of artisans and craftsmen and agricultural education (entry 11 of List II).

3. *Charities and charitable institutions; charitable and religious endowments and religious institutions (entry 28 of List III).*

4. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

5. *Inquries and statistics for the purposes of any of the matters in List II or list III with which the department is concerned* (*entry* 45 *of List III*).

6. Fees in respect of any matter in List II with which the department is concerned, but not including fees taken in any Court (entry 66 of List II).

7. *Professions with which the department is concerned* (*entry* 26 *of List III*).

8. *Fees in respect of any of the matters in List III but not including fees taken in any Court* (*entry* 47 *of List* III).

9. Libraries, museums and other similar institutions controlled or financed by the State; ancient and historical records other than those declared by or under law made by Parliament to be of national importance (entry 12 of List II).

10. Unincorporated literary, scientific, religious and other societies and associations (entry 32 of List II).

PART III

1. Union public services in respect of matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by or under law made by Parliament to be institutions of national importance (in respect of matters with which this department is concerned) (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

in respect of matters with which this department is concerned (entry 65 of List I).

4. Co-ordination and determination of standards in institutions for higher education or research and scientific and technical institutions—so far as the subjects dealt with by this department are concerned (entry 66 of List I).

5. The institutions known at the commencement of the Constitution as the National Library, the Indian Museum, the Imperial War Museum and the Indian War Memorial, and other like institution financed by the Government of India wholly or in part and declared by or under law made by Parliament to be an institution of national importance (entry 62 of List I).

6. The institutions known at the commencement of the Constitution as the Benares Hindu University, the Aligarh Muslim University and the Delhi University, and any other institution declared by or under law made by Parliament to be an institution of national importance (entry 63 of List I).

7. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

8. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).

9. Fees in respect of any of the matters in List I (but not including fees taken in any Court), with which the department is concerned (entry 96 of List I).

10. Ancient and historical records declared by or under law made by Parliament to be of national importance (entry 67 of List 1).

11. The Anthropological Survey of India (entry 68 of List I).

XI. DEPARTMENT OF HEALTH

PART I

1 Improvement of public health and sanitation, regulation of public health and sanitary arrangements including water supplies, drainage, conservancy and sewage disposal; maintenance of vital statistics.

2. Regulation of medical profession and standards, medical administration including provision for medical education and maintenance of hospitals, dispensaries and health centres.

PART II

1. State public services in respect of matters with which the department is concerned (entry 41 of List II).

2. Public health and sanitation; hospitals and dispensaries (entry 6 of List II).

3. Pilgrimages, other than pilgrimages to places outside India (entry 7 of List II).

4. Education so far as concerns medical and public health education (entry 11 of List II).

5. Markets and fairs (entry 28 of List II).

6. *Adulteration of foodstuffs and other goods* (*entry* 18 *of List III*).

7. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

8. *Inquiries and statistics for the purpose of any of the matters specified in List II or List III with which the department is concerned* (*entry* 45 *of List III*).

9. Tolls in respect of any matter with which the department is concerned (entry 59 of List II).

10. Fees in respect of any of the matters specified in List II with which the department is concerned (entry 66 of List II).

11. *Professions with which the department is concerned* (*entry* 26 *of List III*).

12. *Lunacy and mental deficiency, including places for the reception or treatment of lunatics and mental deficients* (*entry* 16 *of List III*).

13. *Fees in respect of any of the matters in List III with which the department is concerned, but not including fees taken in any Court* (*entry* 47 *of List III*).

14. *Health insurance* (*entry* 23 *of List III*).

15. *Prevention of the extension from one State to another of infectious or contagious diseases or pests affecting men* (*entry* 29 *of List III*).

16. *Vital statistics including registration of births and deaths* (*entry* 30 *of List III*).

17. Constitution and powers of mining settlement authorities (entry 5 of List II).

18. Water supplies and drainage so far as public health is concerned (entry 17 of List II).

19. *Drugs* (*entry* 19 *of List III*).

20. *Social planning so far as this department is concerned* (*entry* 20 *of List III*).

PART III

1. Union public services in respect of matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by or under law made by Parliament to be institutions of national importance (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional or technical training; or

(*b*) the promotion of special studies or research;

so far as the subjects dealt with or services administered by this department are concerned (entry 65 of List I).

4. Port quarantine, including hospitals connected therewith; seamen's and marine hospitals (entry 28 of List I).

5. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

6. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).

7. Fees in respect of any of the matters in List I (but not including fees taken in any court) with which the department is concerned (entry 96 of List I).

8. Inter-State quarantine (entry 81 of List I).

9. Co-ordination and determination of standards in institutions for higher education or research and scientific and technical institutions so far as medical and public health subjects are concerned (entry 66 of List I).

10. Pilgrimages to places outside India (entry 20 of List I).

11. Participation in international conferences, associations and other bodies and implementing of decisions made thereat—so far as the department is concerned (entry 13 of List I).

12. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries—so far as the department is concerned (entry 14 of List I).

XII. DEPARTMENT OF LOCAL SELF-GOVERNMENT AND PANCHAYATS

PART I

Promotion of local self-government and financing, regulation and inspection of authorities established for local self-government and village administration and for urban development.

PART II

1. State public services with which the department is concerned (entry 41 of List II).

2. Local Government, that is to say, the constitution and powers of municipal corporations, improvement trusts, district boards, and other local authorities for the purpose of local self-government or village administration (entry 5 of List II).

3. Burials and burial grounds; cremation and cremation grounds (entry 10 of List II).

4. Offences against laws with respect to any of the matters specified in List II with which the department is concerned (entry 64 of List II).

5. *Inquiries and statistics for the purposes of any of the matters specified in List II or List III with which the department is concerned (entry 45 of List III).*

6. Tolls in respect of any matter with which the department is concerned (entry 59 of List II).

7. Fees in respect of any matter in List II with which the department is concerned but not including fees taken in any Court (entry 66 of List II).

8. *Professions with which the department is concerned (entry 26 of List III).*

9. *Fees in respect of any of the matters in List III with which the department is concerned but not including fees taken in any Court (entry 47 of List III).*

10. Pounds and the prevention of cattle trespass (entry 16 of List II).

11. Communications, that is to say, roads, bridges, ferries and other means of communications (not specified in List I) with which local bodies are concerned; municipal tramways (entry 13 of List II).

12. Public order so far as fire-fighting operations are concerned (entry 1 of List II).

13. Taxes on lands and buildings (entry 49 of List II).

14. Taxes on professions, trades, callings and employment (entry 60 of List II).

15. Taxes on animals and boats (entry 58 of List II).

16. Taxes on the entry of goods into a local area for consumption, use or sale therein (entry 52 of List II).

17. Taxes on vehicles, other than mechanically propelled vehicles, suitable for use on roads subject to the provisions of entry 35 of List III (entry 57 of List II).

18. *Social planning so far as this department is concerned (entry 20 of List III).*

PART III

1. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

2. Inquiries, surveys and statistics for the purpose of any of the matters in List I with which the department is concerned (entry 94 of List I).

3. Fees in respect of any of the matters in List I (but not including fees taken in any Court) with which the department is concerned (entry 96 of List I).

XIII. REFUGEE RELIEF AND REHABILITATION DEPARTMENT

PART I

Relief and rehabilitation of displaced persons from East Bengal.

PART II

1. State public services with which the department is concerned (entry 41 of List II).

2. *Relief and rehabilitation of persons displaced from their original place of residence by reason of the setting up of the Dominions of India and Pakistan (entry 27 of List III).*

3. *Custody, management and disposal of property (including agricultural land declared by law to be evacuee property) (entry 41 of List III).*

4. *Inquiries and statistics for the purpose of any of the matters in List II or List III with which the department s concerned (entry 45 of List III).*

5. *Professions with which the department is concerned (entry 26 of List III).*

6. *Fees in respect of any of the matters in List III with which the department is concerned but not including fees taken in any court (entry 47 of List III).*

PART III

Nil.

XIV. PUBLIC WORKS DEPARTMENT

PART I

1. Siting, construction and maintenance of public works and buildings and of lines of communication by land, that is to say, roads, bridges, ferries and other lines of communication, excepting State-sponsored new roads and bridges during construction.

2. Provision of accommodation.

PART II

1. State public services with which the department is concerned (entry 41 of List II).

2. Works, lands and buildings vested in or in the possession of the State (entry 35 of List II).

3. Communications, that is to say, roads, bridges, ferries and other means of communication not specified in List I but excepting State-sponsored new roads and bridges during construction (entry 13 of List II).

4. Tolls in respect of any matter with which the department is concerned (entry 59 of List II).

5. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

6. Fees in respect of any of the matters in List II with which the department is concerned, but not including fees taken in any Court (entry 66 of List II).

7. *Professions with which the department is concerned (entry 26 of List III).*

8. *Inquiries and statistics for the purposes of any of the matters specified in List II or List III with which the department is concerned (entry 45 of List III).*

9. *Fees in respect of any of the matters in List III with which the department is concerned but not including fees taken in any Court (entry 47 of List III).*

10. Ancient and historical monuments other than those declared by or under law made by Parliament to be of national importance (entry 12 of list II).

11. *Archaeological sites and remains other than those declared by or under law made by Parliament to be of national importance (entry 40 of List III).*

PART III

1. Union public services in respect of matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by Parliament by law to be institutions of national importance (so far as the subjects dealt with or services administered by the department are concerned) (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as the subjects dealt with or services administered by the department are concerned (entry 65 of List I).

4. Naval, military and air force works (entry 4 of List 1).

5. Property of the Union and the revenue therefrom (entry 32 of List I).

6. Ancient and historical monuments, and archaeological sites and remains, declared by or under law made by Parliament to be of national importance (entry 67 of List I).

7. Highways, declared by or under law made by Parliament to be national higwhays, excepting such highways during construction (entry 23 of List I).

8. Telephones (entry 31 of List I).

XV. DEPARTMENT OF IRRIGATION AND WATERWAYS

PART I

Development and regulation of the State's inland water resources with the object of preventing and controlling floods and waterlogging, providing and administering irrigation works, maintaining waterways, and producing water-generated power *except matters connected with Damodar Valley Corporation*.

PART II

1. State Public Services with which the department is concerned (entry 41 of List II).

2. Communications, that is to say, inland waterways subject to the provisions of List I and List III with regard to such waterways (entry 13 of List II).

3. Water, that is to say, water supplies, irrigation and canals, drainage and embankments, water storage and water power, subject to the provisions of entry 56 of List I (entry 17 of List II).

4. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

5. Tolls in respect of any matter with which the department is concerned (entry 59 of List II).

6. Fees in respect of any of the matters in List II with which the department is concerned, but not including fees taken in any court (entry 66 of List II).

7. *Professions with which the department is concerned (entry 26 of List III).*

8. *Inquiries and statistics for the purposes of any of the matters specified in List II or List III with which the department is concerned (entry 45 of List III).*

9. *Fees in respect of any of the matters in List III with which the department is concerned (entry 47 of List III).*

PART III

1. Union pubilc services in respect of matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by or under law made by Parliament to be institutions of national importance (so far as the subjects dealt with or services administered by the department are concerned) (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as the subjects dealt with or services administered by the department are concerned (entry 65 of List I).

4. Regulation and development of inter-State rivers and river valleys to the extent to which such regulation and development under the control of the Union is declared by or under law made by Parliament to be expedient in the public interest (entry 56 of List I).

XVI. DEPARTMENT OF FOOD, RELIEF AND SUPPLIES

PART I

1. Regulation and control of the procurement, supply and distribution of essential consumption commodities including essential foodstuffs but excluding cotton textiles and yarn.

2. Relief and rehabilitation of distressed persons.

3. Regulation and control of the procurement, supply and distribution of cotton textile and yarn.

PART II

1. State public services with which the department is concerned (entry 41 of List II).

2. Supply and distribution of essential consumption commodities including essential foodstuffs but excluding cotton textile and yarn subject to the provisions of entry 33 of List III (entry 27 of List II).

3. Regulating trade in respect of essential consumption commodities including essential foodstuffs but excluding cotton textile and yarn within the State subject to the provisions of entry 33 of List III (entry 26 of List II).

4. Transportation and storage of essential consumption commodities including essential foodstuffs (entry 27 of List II), but excluding cotton, textiles and yarns.

5. Construction and maintenance of storage godowns for essential consumption commodities including essential foodstuffs (entry 35 of List II).

6. Offences against laws with respect to any of the matters of List II with which the department is concerned (entry 64 of List II).

7. Tolls in respect of any of the matters with which the department is concerned (entry 59 of List II).

8. Fees in respect of any of the matters in List II with which the department is concerned but not including fees taken in any Court (entry 66 of List II).

9. *Contracts and agency in respect of any of the matters with which the department is concerned (entry 7 of List III).*

10. *Factories concerning matters dealt with by the department (entry 36 of List III).*

11. *Inquiries and statistics for the purposes of any of the matters specified in List II or List III with which the department is concerned (entry 45 of List III).*

12. *Price control in respect of essential consumption commodities including essential foodstuffs (entry 34 of List III), but excluding cotton, textiles and yarns.*

13. *Trade and commerce in, and the production, supply and distribution of, the products of industries where the control of such industries by the Union is declared by Parliament by law to be expedient in the public interest, so far as subjects dealt with by the department are concerned (entry 33 of List III).*

14. Agricultural loans (entry 18 of List II).

15. Relief of the disabled and unemployable (entry 9 of List II).

16. *Vagrancy (entry 15 of List III).*

17. Supply and distribution of cotton textiles and yarn subject to the provisions of entry 33 of List III (entry 27 of List II).

18. Regulating trade in respect of cotton textiles and yarn within the State subject to the provisions of entry 33 of List III (entry 26 of List II).

19. Transportation and storage of cotton textiles and yarn (entry 27 of List II).

20. Price control in respect of cotton textiles and yarn (entry 34 of List III).

PART III

1. Union public services in respect of matters with which the department is concerned (entry 70 of List I).

2. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as subjects dealt with or services administered by the department are concerned (entry 65 of List I).

3. Trade and commerce with foreign countries and import and export across customs frontiers in respect of essential foodstuffs (entry 41 of List I).

4. Offences against laws with respect to matters in List I with which the department is concerned (entry 93 of List I).

5. Inquiries, surveys and statistics for the purpose of any of the matters in List I with which the department is concerned (entry 94 of List I).

6 Industries, the control of which by the Union is declared by Parliament by law to be expedient in the public interest (so far as the department is concerned) (entry 52 of List I).

7. Participation in international conferences, associations and other bodies and implementing of decisions made thereat—so far as the department is concerned (entry 13 of List I).

8. Entering into treaties and agreements with foreign countries and implementing of treaties, agreements and conventions with foreign countries—so far as the department is concerned (entry 14 of List I).

XVII. DEVELOPMENT DEPARTMENT

PART I

(1) Five Year Plans;

(2) Co-ordination of all other development schemes and projects;

(3) State-sponsored new roads and bridges during construction;

(4) Townships and housing but not including rural housing or housing for displaced persons and industrial workers;

(5) Local development works;

(6) Reconstruction of flood-affected villages;

(7) All matters connected with—

(a) Damodar Valley Corporation,

(b) West Bengal State Electricity Board

(c) West Bengal Development Corporation,

(d) Flower Board and Brick Board,

(e) Durgapur Industries Board.

PART II

1. *Electricity* (*State-sponsored electricity development work only*) (*entry* 38 *of List III*).

2. Communications in so far as they relate to State-sponsored new roads and bridges during construction (entry 13 of List II).

3. *Social planning, so far as housing, townships and urban housing* (*but not including housing for displaced persons and industrial workers*) *are concerned* (*entry* 20 *of List III*).

PART III

1. Union public services in respect of matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific and technical education financed by the Government of India wholly or in part and declared by Parliament by law to be institutions of national importance (so far as the department is concerned) (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

as far as the subjects dealt with or services administered by the department are concerned (entry 65 of List I).

4. Highways, declared by or under law made by Parliament to be national highways, during their construction (entry 23 of List I).

5. Participation in international conferences, associations and other bodies and implementing of decisions made thereat—so far as the department is concerned (entry 13 of List I).

6. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries—so far as the department is concerned (entry 14 of List I).

XVIII. DEPARTMENT OF COMMUNITY DEVELOPMENT AND EXTENSION SERVICE

PART I

1. Community Development Projects.

2. Rural housing but not including housing for displaced persons and industrial workers.

PART II

Social planning so far as Community Development Projects are concerned (entry 20 of List III).

PART III

1. Union Public Services in respect of matters with which the department is concerned (entry 70 of List I).

2. Union agencies and institutions for—

(*a*) technical training; or

(*b*) the promotion of special studies or research;

as far as the subjects dealt with or services administered by the department are concerned (entry 65 of List I).

3. Participation in international conferences, associations and other bodies and implementing decisions made thereat (so far as the department is concerned) (entry 13 of List I).

4. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries (so far as the department is concerned) (entry 14 of List I).

XIX. DEPARTMENT OF FISHERIES

PART I

1. Development and utilisation of the State's fisheries.

2. Regulation of employment in fisheries and promotion of the welfare of workers in fisheries.

3. West Bengal Deep-sea Fishing Board.

PART II

1. State Public Services with which the department is concerned (entry 41 of List II).

2. Fisheries other than deep-sea fisheries (entry 21 of List II).

3. *Employment and unemployment of workers in fisheries other than deep-sea fisheries; their social security and social insurance (entry 23 of List III).*

PART III

1. Union Public Services in respect of matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by or under law made by Parliament to be institutions of national importance (so far as the subjects dealt with by this department are concerned) (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as the subjects dealt with or services administered by this department are concerned (entry 65 of List I).

4. Fishing and fisheries other than deep-sea fisheries beyond territorial waters (entry 57 of List I).

5. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

6. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).

7. Fees in respect of any of the matters in List I (but not including fees taken in any Court) with which the department is concerned (entry 96 of List I).

8. Co-ordinaion and determination of standards in institutions for higher education or research and scientific and technical institutions (so far as the subjects dealt with by this department are concerned) (entry 66 of List I).

9. Participation in international conferences, associations and other bodies and implementing decisions made thereat—so far as the department is concerned (entry 13 of List I).

10. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries—so far as the department is concerned (entry 14 of List I).

XX. DEPARTMENT OF COTTAGE AND SMALL-SCALE INDUSTRIES

PART I

Promotion and regulation of cottage and small-scale industries and trade in the State, save as otherwise provided.

PART II

1. State Public Services with which the department is concerned (entry 41 of List II).

2. Education, so far as it concerns training of artisans and craftsmen (entry 11 of List II).

3. Trade and commerce within the State, so far as they concern cottage and small-scale industries subject to the provisions of entry 33 of List III (entry 26 of List II).

4. Production, supply and distribution of products of cottage and small-scale industries, subject to the provisions of entry 33 of List III (entry 27 of List II).

5. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

6. *Inquiries and statistics for the purposes of any of the matters specified in List II or List III with which the department is concerned* (*entry* 45 *of List III*).

7. *Fees in respect of any of the matters in List III with which the department is concerned but not including fees taken in any Court* (*entry* 47 *of List III*).

8. Cottage and small-scale industries subject to the provisions of entry 52 of List I (entry 24 of List II).

9. *Trade and commerce in, and the production, supply and distribution of, the products of cottage and small-scale industries where the control of such industries by the Union is declared by or under law made by Parliament to be expedient in the public interest* (*so far as this department is concerned*) (*entry* 33 *of List III*).

10. *Economic planning so far as cottage and small-scale industries are concerned* (*entry* 20 *of List III*).

11. *Price control in respect of matters dealt with by this department* (*entry* 34 *of List III*).

PART III

1. Union Public Services in respect of matters with which the department is concerned (entry 70 of List I).

2. Institutions for scientific or technical education financed by the Government of India wholly or in part and declared by or under law made by Parliament to be institutions of national importance so far as this department is concerned (entry 64 of List I).

3. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as subjects dealt with or services administered by the department are concerned (entry 65 of List I).

4. Patents, inventions and designs; copyright; trade marks and merchandise marks, so far as the products of cottage and small-scale industries are concerned (entry 49 of List I).

5. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).

6. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).

7. Fees in respect of any of the matters in List I (but not including fees taken in any Court) with which the department is concerned (entry 96 of List I).

8. Establishment of standards of quality of products of cottage and small-scale industries to be exported out of India or transported from one State to another (entry 51 of List I).

9. Inter-State trade and commerce so far as products of cottage or small-scale industries are concerned (entry 42 of List I).

10. Trade and commerce with foreign countries and import and export so far as products of cottage and small-scale industries are concerned (entry 41 of List I).

11. Participation in international conferences, associations and other bodies and implementing decisions thereat—so far as the department is concerned (entry 13 of List I).

12. Cottage and small-scale industries, the control of which by the Union is declared by or under law made by Parliament to be expedient in the public interest (entry 52 of List I).

13. Cottage and small-scale industries declared by or under law made by Parliament to be necessary for the purpose of defence or for the prosecution of war (entry 7 of List I).

14. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries—so far as the department is concerned (entry 14 of List I).

XXI. DEPARTMENT OF EXCISE

PART I

1. Regulation and control of supply and distribution of excisable articles.

2. Collection of public revenue from excisable articles.

PART II

1. State Public Services with which the department is concerned (entry 41 of List II).

2. Intoxicating liquors, that is to say, the production, manufacture, possession, transport, purchase and sale of intoxicating liquors (entry 8 of List II).

3. Duties of excise on the following goods manufactured or produced in the State and countervailing duties at the same or lower rates on similar goods manufactured or produced elsewhere in India :—

(*a*) alcoholic liquors for human consumption;

(*b*) opium, Indian hemp and other narcotic drugs and narcotics, but not including medicinal or toilet preparations containing alcohol or any substance included in sub-paragraph (*b*) of entry 51 of List II (entry 51 of List II).

4. *Drugs and poisons subject to the provision of entry* 59 *of List I, with respect to opium* (*along with Health Department*) (*entry* 19 *of List III*).

PART III

1. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as these concern subjects dealt with or services administered by the department concerned (entry 65 of List I).

2. Cultivation, manufacture and sale for export, of opium (entry 59 of List I).

3. Offences against laws with respect to any of the matters in List I with which the department is concern (entry 93 of List I).

4. Duties of excise on tobacco and other goods manufactured and produced in India except—

(*a*) alcoholic liquors for human consumption;

(*b*) opium, Indian hemp and other narcotic drugs and narcotics but including medicinal and toilet preparations containing alcohol of substances included in sub-paragraph (*b*) of entry 84 (entry 84 of List I).

5. Fees in respect of any of the matters in List I (but not including fees taken in any Court) with which the department is concerned (entry 96 of List I).

6. Participation in international conferences, associations and other bodies and implementing decisions made thereat—so far as the department is concerned (entry 13 of List I).

7. Entering into treaties and agreements with foreign countries and implementing the treaties, agreements and conventions with foreign countries—so far as the department is concerned (entry 14 of List I).

XXII. DEPARTMENT OF TRIBAL WELFARE

PART I

Promotion of tribal welfare and regulation of all matters in connection therewith. Relations with the Backward Class Commission.

PART II

Nil.

PART III

Nil.

XXIII. DEPARTMENT OF CO-OPERATION

PART I

1. Promotion and regulation of co-operation.
2. Debt-conciliation.
3. Regulation and provision of agricultural credit.

PART II

1. Co-operative societies (entry 32 of List II).
2. Land improvement loans (entry 18 of List II).
3. Relief of agricultural indebtedness (entry 30 of List II).

4. Co-operative education and training (entry 11 of List II).

5. State Public Services with which the department is concerned (entry 41 of List II).

6. Offences against laws with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).

7. *Inquiries and statistics for the purpose of any of the matters specified in List II or List III with which the department is concerned* (*entry* 45 *of List III*).

8. Fees in respect of any of the matters in List II with which the department is concerned, but not including fees taken in any Court (entry 66 of List II).

9. Trade and commerce within the State (subject to the provisions of entry 33 of List III) so far as co-operative societies are concerned (entry 26 of List II).

10. Production, supply and distribution of goods (subject to the provisions of entry 33 of List III) so far as co-operative societies are concerned (entry 27 of List II).

PART III

1. Union Public Services in respect of matters with which the department is concerned (entry 70 of List I).

2. Union agencies and institutions for—

(*a*) professional, vocational or technical training; or

(*b*) the promotion of special studies or research;

so far as the subjects dealt with by this department are concerned (entry 65 of List I).

3. Participation in international conferences, associations and other bodies and implementing decisions made thereat—so far as the department is concerned (entry 13 of List I).

XXIV. DEPARTMENT OF HOUSING

PART I

Housing for displaced persons and industrial workers; rural housing.

PART II

Social planning with which the department is concerned (entry 20 of List III).

PART III

Nil.

SECOND SCHEDULE

(*See* rules 8, 12, 29 and 53).

1. Proposals for the appointment or removal of the Advocate-General or for determining or varying the remuneration payable to him.

2. Proposals to summon, prorogue or dissolve the Legislature of the State.

3. Proposals for the making or amending of rules regulating the recruitment and the conditions of service of—

(*a*) persons appointed to the Secretarial staff of the Assembly or the Council [Article 187(3)];

(*b*) officers and servants of the High Court under Article 229, provisos to clauses (1) and (2);

(*c*) persons appointed to the public service and posts in connection with the State (proviso to Article 309).

4. Decision on questions arising as to whether the member of a House of the Legislature of the State has become subject to any disqualification under Article 191 and any proposals to refer such questions for the opinion of the Election Commission; any proposal to recover or to waive recovery of the penalty due under Article 193.

5. The annual financial statements to be laid before the Legislature and demands for supplementary, additional or excess grants, or votes on account, votes of credit and exceptional grants.

6. Proposals relating to rules to be made under Article 208, clause (3).

7. Proposals for the making or amending of rules under Article 234.

8. Proposals for the issue of a notification under Article 237

9. Any proposal involving any action for the dismissal, removal or suspension of a member of the Public Service Commission.

10. Proposals for making or amending regulations under Article 318 or under the proviso to clause (3) of Article 320.

11. Report of the Public Service Commission on its work [Article 323(2)] and any action proposed to be taken with reference thereto.

12. Proposals for legislation including the issue of Ordinance under Article 213 of the Constitution.

13. Cases in which the attitude of the Government to any resolution or a Bill to be moved in the Legislature is to be determined.

14. Proposals for the imposition of a new tax or any change in the method of assessment or the pitch of any existing tax or land revenue or irrigation rates or for the raising of loans on the security of revenues of the State or for giving of a guarantee by the Government of the State.

15. Any proposal which affects the finances of the State and which has not the consent of the Finance Minister.

16. Any proposal for reappropriation to which the consent of the Finance Minister is required, and which has been withheld.

17. Proposals involving the alienation either temporary or permanent, or of sale, grant or lease of Government property exceeding Rs. 1 lakh in value, or the abandonment or reduction of revenues exceeding that amount except when such alienation, sale, grant or lease of Government property is in accordance with the rules or with a general scheme already approved by the Council.

18. The annual audit review of the finances of the State and the report of the Public Accounts Committee.

19. Cases raising questions of policy.

20. Proposals involving any important change of policy or practice.

21. Proposed circulars embodying important changes in the administrative system of the State.

22. Any proposal for the withdrawal of a prosecution by Government against the advice tendered by the Legal Remembrancer.

23. Proposals for the creation or abolition of any public office, the maximum remuneration of which exceeds Rs. 350.

24. Proposals involving any important alteration in the conditions of service of the members of any All-India service or the State service or in the method of recruitment to the service or post to which appointment is made by the Government.

25. Reports of the Committees of Inquiry appointed by the Government on its own initiative or in pursuance of a resolution passed by the State Legislature.

26. Proposals for appointments inconsistent with the recommendation of the Public Service Commission.

27. Cases required by the Chief Minister to be brought before the Council.

28. Cases which affect or are likely to affect the rights and privileges of any Ruler, as provided under Article 362.

29. Cases which affect or are likely to affect the peace and tranquillity of the State.

30. Cases which affect or are likely to affect the interests of Scheduled Castes, Scheduled Tribes and backward classes.

31. Cases which affect the relations of the State Government with the Government of India, any other State Government, the Supreme Court or the High Court.

THIRD SCHEDULE

[*See* rule 29(1)(*e*).]

1. Secretaries, Additional Secretaries, Joint Secretaries, Additional Joint Secretaries, Deputy Secretaries, Additional Deputy Secretaries, Under Secretaries, Additional Under Secretaries, Assistant Secretaries and Additional Assistant Secretaries to Government.

2. Member, Board of Revenue.

3. Commissioners of Divisions.

4. Heads of Directorates.

5. District and Sessions Judges.

6. Chief Presidency Magistrate and Additional Chief Presidency Magistrates, Calcutta.

7. Magistrates and Collectors of Districts.

8. Deputy Inspectors-General of Police.

9. Deputy Commissioners of Police, Calcutta.

10. Superintendents of Police in the Districts.

11. Any post (permanent or temporary) not specifically mentioned elsewhere in this Schedule to which it is proposed to appoint an officer of an All-India Service.

12. Home Department—

(*i*) Secretary, West Bengal Legislative Assembly/Council.

(*ii*) Superintendents of Central Jails.

13. Law Department—

(*i*) Administrator-General and Official Trustee.

(*ii*) Deputy Legal Remembrancer.

(*iii*) Government Solicitor.

(*iv*) Official Assignee and Official Receiver.

(*v*) Standing Counsel.

(*vi*) Junior Standing Counsel.

(*vii*) Senior Government Pleader, Calcutta High Court.

14. Department of Health—

(*i*) Chief Engineer. Public Health Engineering, West Bengal.

(*ii*) Deputy Directors of Health Services.

(*iii*) Director of Public Health Laboratories.

(*iv*) Chemical Examiner to the Government of West Bengal.

(*v*) Principal-*cum*-Superintendent, Medical College and Hospitals, Calcutta.

(*vi*) Principal-cum-Superintendent, Nilratan Sarkar Medical College and Hospitals, Calcutta.

(*vii*) Superintendent, Seth Sukhlal Karnani Memorial Hospital.

(*viii*) All Professors of the Medical College, Calcutta.

(*ix*) All Professors of the Nilratan Sarkar Medical College, Calcutta.

15. Public Works Department—

(*i*) Superintending Engineers.

(*ii*) Government Architect.

(*iii*) Assistant Government Architect.

16. Department of Irrigation and Waterways—

Superintending Engineers.

17. Department of Land and Land Revenue—

(*i*) Secretary, Board of Revenue.

(*ii*) First Land Acquisition Collector.

(*iii*) Second Land Acquisition Collector.

18. Department of Animal Husbandry and Veterinary Services—

Principal, Bengal Veterinary College.

19. Department of Forests—

Superintendent, Indian Botanic Garden.

20. Education Department—

(*i*) Assistant Director of Public Instruction.

(*ii*) Principal, Lady Brabourne College.

(*iii*) Principal, Bethune College.

(*iv*) Head Mistress, Dow Hill Girls' School.

(*v*) Principal, Presidency College.
(*vi*) Principal, Krishnagar College.
(*vii*) Principal, Hooghly College.
(*viii*) Principal, Bengal Engineering College.
(*ix*) Principal, David Hare Training College.
(*x*) Principal, Sanskrit College.
(*xi*) Principal, Moulana Azad College.
(*xii*) Principal, Victoria College, Cooch Behar.
(*xiii*) Inspector of European Schools.
(*xiv*) Head Master, Victoria Boys' School.
(*xv*) Principal, Darjeeling Government College.
(*xvi*) Principal, Chandernagore College.
(*xvii*) Principal, Baraset Government College.
(*xviii*) Principal, Taki Government College.
(*xix*) Principal, Jhargram Raj College.
(*xx*) Principal, Government College of Arts and Crafts, Calcutta.
(*xxi*) Principal, Goenka College of Commerce and Business Administration, Calcutta.
(*xxii*) Principal, Government Training College. Hooghly.
(*xxiii*) Principal, Institute of Education for Women, Alipore.
(*xxiv*) Principal, Post-Graduate Basic Training College, Banipur.
(*xxv*) Principal, Post-Graduate Basic Training College for Physical Education, Banipur.

21. Local Self-Government Department—

Chairman, Calcutta Improvement Trust.

Calcutta,
dated the 3rd August, 1961.

By order of the Governor,
R. GUPTA,
Chief Secretary.

APPENDIX A

GOVERNMENT OF WEST BENGAL

Home Department

Constitution and Elections

NOTIFICATION

No. 261A.R.—5th February 1959.—In exercise of the power conferred by clause (2) of article 166 of the Constitution of India and in supersession of all previous rules made in this behalf, the Governor is pleased to make the following rule:—

Rule under clause (2) of Article 166 of the Constitution of India

Orders and other instruments made and executed in the name of the Governor shall be authenticated by the signature of a Secretary, a Joint Secretary, a Deputy Secretary, an Under Secretary or an Assistant Secretary to the Government of West Bengal, or of an Officer of the Government of West Bengal specially empowered in this behalf by the Governor.

Explanation.—In this rule the reference to a Secretary, a Joint Secretary, a Deputy Secretary, an Under Secretary and an Assistant Secretary shall include, respectively, references to an Additional Secretary, an Additional Joint Secretary, an Additional Deputy Secretary, an Additional Under Secretary and an Additional Assistant Secretary.

By order of the Governor,

S. N. RAY,

Chief Secy. to the Govt. of West Bengal.

APPENDIX B

List of amendments made since the 4th May, 1957.

No. of Notification.	Date.	Short subject.
1	2	3
538-AR ..	1-3-58	Judicial and Legislative Departments combined and renamed as "Law Department".
546-AR ..	1-3-58	Substitution of "Law Department" in place of Judicial and Legislative Departments wherever they appear in the Rules of Business.
774-AR ..	21-3-58	Transfer of Regulation and Control of the procurement, supply and distribution of cotton textiles and yarns from Finance Department to the Department of Food, Relief and Supplies.
1331-AR ..	2-5-58	Law Department originating or initiating Department in regard to certain enactments and legislations of a formal character. (Rule 44).
1768-AR ..	16-8-58	Establishment of "Durgapur Industries Board" under the Development Department.
1578-AR ..	8-7-59	Splitting up of the Agriculture, Animal Husbandry and Forests Departments into three separate Departments— (1) Department of Agriculture and Food Production. (2) Department of Animal Husbandry and Veterinary Services. (3) Department of Forests. (4) Creation of a new Department named as "Department of Community Dvelopment and Extension Services".
1907-AR ..	27-7-60	Works and Buildings Department re-named as Public Works Department.
2923-AR ..	19-12-60	"Deep Sea Fishing" transferred from Development Department to the Department of Fisheries.
750-AR ..	5-4-61	Amendment of Rules 27 and 30 regarding powers of Governor in certain matters.

WBGP-61/62-2533B-300